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OF COUNSEL  
WILLIAM DILLER

January 3, 1989

Clerk of Court  
Court of Appeals of the State of California  
Second Appellate Division  
Division 4  
3850 Wilshire Blvd  
Room 301  
Los Angeles, CA 90010

RE: Church of Scientology of California v. Armstrong  
No. B038-975


Dear Sir or Madam:

On December 28, 1988 respondent, Gerald Armstrong in the above captioned case filed a response to the opposition of real in party interest, Bent Croydon to a petition for a writ of supersedas before this Court. Attached to that filing was an affidavit of William Franks.

Inadvertently, the original notarized affidavit of Mr. Franks was not included with our filing. The original affidavit is included herein. Would you please place this affidavit with our papers previously filed.

We apologize to the Court for this inconvenience and thank you for your attention to this matter.

Sincerely yours,

  
Michael J. Flynn

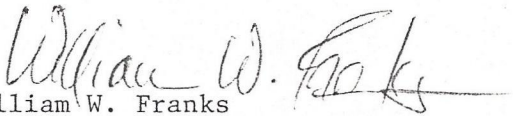
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cc: Mr. Kendrick Moxon and Mr. Timothy Bowles  
Mr. Eric Liberman  
Ms. Toby Plevin  
Clerk of Superior Court  
Paul Morantz

December 27, 1988

I, William Wagner Franks, swear under the pains and penalties of perjury, on or about mid-summer 1988, I sent to Atty. Van Sickle certain documents for the purpose of ascertaining the legal validity of certain provisions of those documents. These documents were regarding the settlement with C of S. At no time did I give permission to publicize or make public contents of the settlement documents.

Attested as true.

  
William W. Franks



